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Ref DAC \$

PTO/SB/21 (09-08)

Approved for use through 10/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	Patent#: 7419999 B2
	Filing Date	Issued: September 2, 2008
	First Named Inventor	Gian Luca ARALDI
	Art Unit	1626
	Examiner Name	J. M. Nolan
Total Number of Pages in This Submission	Attorney Docket Number	SNI-003US

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard; Petition for Reconsideration of Patent Term Adjustment Under 37 CFR 1.705(d); Statement Under 37 CFR 1.702(b)(2); Exhibits A-E;
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	LAHIVE & COCKFIELD, LLP		
Signature			
Printed name	James H. Velema		
Date	November 3, 2008	Reg. No.	56,130

Express Mail Label No. EM 194129125 US Dated: November 3, 2008



Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).		Complete if Known	
FEE TRANSMITTAL For FY 2009		Application Number	Patent#: 7419999 B2
		Filing Date	Issued: September 2, 2008
		First Named Inventor	Gian Luca ARALDI
		Examiner Name	J. M. Nolan
		Art Unit	1626
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	Attorney Docket No.	SNI-003US	
TOTAL AMOUNT OF PAYMENT	(\$)	200.00	

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 12-0080 Deposit Account Name: Lahive & Cockfield, LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	52	26
Each independent claim over 3 (including Reissues)	220	110
Multiple dependent claims	390	195

Total Claims - 20 or HP **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims - 3 or HP **Extra Claims** **Fee (\$)** **Fee Paid (\$)**

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): **Petition for Reconsideration of Patent Term Adjustment Under 37 CFR 1.705(d)** **200.00**

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	56,130
Name (Print/Type)	James H. Velema	Telephone	(617) 994-0747
		Date	November 3, 2008



Express Mail Label No. EM 194129125 US Dated: November 3, 2008

Docket No.: SNI-003US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Patent of:
Gian Luca Araldi *et al.*

Patent No.: 7,419,999

Confirmation No.: 3939

Issued: September 2, 2008

Art Unit: 1626

For:
Gamma Lactams as Prostaglandin Agonists and
Uses Thereof

Examiner: Nolan, Jason Michael

MS Patent Ext.
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION FOR PATENT TERM ADJUSTMENT INCLUDING REQUEST FOR
RECONSIDERATION UNDER 37 CFR §1.705(d)**

Dear Sir:

1. This is a request for reconsideration of the patent term adjustment (hereinafter "PTA") of 24 days indicated on the face of the issued patent. It is respectfully requested that Patentees be granted a maximum patent term adjustment of **292 days** (or, in the alternative, a minimum patent term adjustment of 60 days).

2. Patentees submit herewith a "Statement Under 37 CFR §1.702(d)".

11/05/2008 RHEBRAH1 00000089 120080 7419999

01 FC:1455 200.00 DA

3. In accordance with 37 CFR §1.705(b)(1), please charge the fee set forth in 37 CFR §1.18(e) (\$200.00) to our Deposit Order Account No. 12-0080. Please charge any necessary additional fees or credit any overpayments to our Deposit Order Account No. 12-0080.

Dated: November 3, 2008

Respectfully submitted,

By 

James H. Velema

Registration No.: 56,130

For Giulio De Conti, Esq

Registration No.: 31,503

LAHIVE & COCKFIELD, LLP

One Post Office Square

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(617) 227-7400

(617) 742-4214 (Fax)

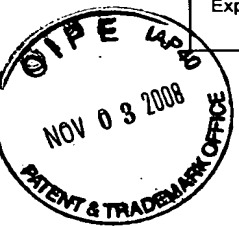
Attorney For Patentees

Patent No.: 7,419,999

Group Art Unit: 1626

Express Mail Label No. EM 194129125 US Dated: November 3, 2008

Docket No.: SNI-003US
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Patent of:
Gian Luca Araldi *et al.*

Patent No.: 7,419,999

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For:
Gamma Lactams as Prostaglandin Agonists and
Uses Thereof

Examiner: Nolan, Jason Michael

MS Patent Ext.
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 CFR § 1.705(d)

Dear Sir:

1. This statement is respectfully submitted in support of the "Petition for Patent Term Adjustment Including Request for Reconsideration Under 37 CFR §1.705(d)" for the above-referenced patent. In view of the following, it is respectfully requested that Patentees be granted a maximum patent term adjustment of 291 days (or, in the alternative, a minimal patent term adjustment of 60 days).
2. The patent term adjustment per the "Determination of Patent Term Adjustment Under 35 U.S.C. §154(b)" as shown on the face of the issued patent is 24 days. This determination of 24 days is in error in that the Office failed to issue a patent within three years of the actual filing date of the above-referenced patent in accordance with 37 CFR §1.702(b).
3. The factual bases for the above adjustment are set forth as follows:

A. Examination Delays Pursuant to 37 CFR §1.702 and §1.703

Pursuant to 37 CFR §1.703(f), the period of adjustment of the term of the patent under §1.702 is the sum of the periods of examination delay calculated under subparagraphs (a)-(e), to the extent that such periods are not overlapping, less the sum of the periods calculated under §1.704 (the period of Applicant Delay). In the above-referenced patent, Patentees are entitled to a period of examination delay equal to the sum of the periods of delay under §1.703(a) and (b) for the reasons set forth below.

(i) "14 Month Delay" Pursuant to §1.703(a)(1)

It is noted that the instant patent was filed as a §371 or "national stage" application. Therefore, in accordance with 37 CFR §1.703(a)(1), Patentees are entitled to a period of patent term adjustment due to the failure by the Office to mail an action under 35 U.S.C. §132 not later than 14 months after the above-mentioned patent fulfilled the requirements of 35 U.S.C. §371 (hereinafter "14 Month Delay"). As shown on the Office's PTA Calculation Sheet (see Exhibit A enclosed herewith), the Office failed to mail an action under 35 U.S.C. §132 (a Non-Final Office Action) until December 14, 2006. Patentees are entitled to a period of patent term adjustment beginning on the day after the date that is 14 months after the date on which the above-referenced patent fulfilled the requirements of 35 U.S.C. §371 and ending on the date of mailing of an action under 35 U.S.C. §132. Patentees filed a Response to Notification of Missing Requirements Under 35 U.S.C. §371 and provided a missing Oath or Declaration on July 28, 2005 to fulfill the requirements of 35 U.S.C. §371 (see "Notice of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.495" mailed September 19, 2005 and enclosed herewith as Exhibit B). The day after the date that is 14 months after the date on which the above-referenced patent fulfilled the requirements of 35 U.S.C. §371 is September 29, 2006. Accordingly, the period of patent term adjustment due to the 14 Month Delay by the Office is 77 days, which is the number of days in the period beginning September 29, 2006 and ending on the mailing date of a Non-Final Office Action, i.e., December 14, 2006. This period is in agreement with the period calculated by the Office on the PTA Calculation Sheet (Exhibit A).

(ii) *“Three Years Delay” Pursuant to 37 CFR §1.703(b)*

The Office did not comply with the requirement of 35 U.S.C. §154(b) and 37 CFR §1.703(b), which requires issuance of a patent *within 3 years after the date on which the national stage commenced under 35 U.S.C. §371(b) or (f)* for the above-identified patent. It is Patentees’ understanding that the national stage of the application on which this patent is based “commenced” on the date that Patentees furnished a copy of the international application and the national fee with the United States Designated/Elected Office Concerning a Submission Under 35 U.S.C. 371 (see Transmittal Letter enclosed herewith as **Exhibit C**). Patentees submit herewith a date-stamped postcard which confirms this date as **December 10, 2004** (see **Exhibit D**). Furthermore, Patentees note that none of the exclusionary periods set forth under 37 CFR §1.703(b)(1), (2), (3) or (4) apply to this case. Therefore, in accordance with 37 CFR §1.703(b), Patentees have calculated a maximum period of Three Years Delay based on the period of time beginning on the day after the date that is three years after the date on which the national stage commenced (*i.e.*, December 11, 2007), and ending on the date the patent issued (*i.e.*, September 2, 2008). This **maximum period of delay is 267 days**.

Notwithstanding the above, even if the Office considers the day on which national stage commenced as being the same day as the day on which the requirements of 35 U.S.C. §371 were fulfilled (*i.e.*, July 28, 2005), then Patentees submit that they are entitled to a minimum period of Three Years Delay based on the period of time beginning on the day after the date that is three years after the date on which the requirements of 35 U.S.C. §371 were fulfilled (*i.e.*, July 29, 2008), and ending on the date the patent issued (*i.e.*, September 2, 2008). This **minimum period of delay is 36 days**.

(iii) *Total Examination Delay Pursuant to 37 CFR §1.703(f)*

As set forth in 37 CFR §1.703(f), the period of examination delay based on the grounds set forth in 37 CFR §1.702 is the sum of the period of 14 Month Delay (77 days) and the **maximum** period of Three Years Delay (267 days), or **344 days**, to the extent these periods of delay are not overlapping. As the period of 14 Month Delay ended on September 28, 2006, prior

to the first day of the maximum period of Three Years Delay, *i.e.*, December 11, 2007, Patentees submit that these periods are not overlapping¹.

Alternatively, if the Office considers the day on which the national stage commenced as being the same day as the day on which the requirements of 35 U.S.C. §371 were fulfilled (*i.e.*, July 28, 2005), then Patentees are entitled to a minimum period of examination delay which is the sum of the period of 14 Month Delay (77 days) and the minimum period of Three Years Delay (36 days), or **113 days**, to the extent these periods of delay are not overlapping. As the period of 14 Month Delay ended on September 28, 2006, prior to the first day of the minimum period of Three Years Delay, *i.e.*, July 29, 2008, Patentees submit that these periods are not overlapping.

B. “Applicant Delay” Pursuant to 37 CFR §1.704

Pursuant to 37 CFR §1.704 the period of adjustment of the term of the patent due to examination delay is reduced by the period of Applicant Delay. As indicated on the Office’s PTA Calculation Sheet (**Exhibit E**), the Office has calculated a period of Applicant Delay of 53 days.

C. Calculation of Correct Patent Term Adjustment Pursuant to 37 CFR §1.702(f)

As set forth in 37 CFR §1.703(f), Patentees are entitled to a period of patent term adjustment equal to the period of examination delays reduced by the period of Applicant Delay. Therefore, Patentees submit that the correct patent term adjustment for the above-referenced patent is **291 days**, which is the difference between the total period of examination delay (344 days) and the Applicant Delay (53 days). Alternatively, if the Office based on minimum period of Examination delay as indicated above (113 days), then Patentees are entitled to a minimum period of patent term adjustment of 60 days, which is the difference between 113 days and the Applicant delay.

4. In accordance with 37 CFR §1.705(b)(2)(iii), Patentees submit that this patent is not subject to a terminal disclaimer.

¹ For a judicial interpretation of “overlapping” in the context of § 154(b)(2)(B), please see *Wyeth v. Dudas*, (Civil Action No. 07-1492) (US Dist. Ct. D.C. 2008).

In view of the foregoing, it is respectfully requested that this Petition for Patent Term Adjustment be favorably considered and that a corrected Determination of Patent Term Adjustment be issued to reflect a maximum patent term adjustment of 291 days (or, in the alternative, a minimal patent term adjustment of 60 days).

Dated: November 3, 2008

Respectfully submitted,

By 

James H. Velema

Registration No.: 56,130

For Giulio De Conti, Esq

Registration No.: 31,503

LAHIVE & COCKFIELD, LLP

One Post Office Square

Boston, Massachusetts 02109

(617) 227-7400

(617) 742-4214 (Fax)

Attorney For Patentees



10/517,626

GAMMA LACTAMS AS PROSTAGLANDIN AGONISTS AND USE THEREOF

11-03-
2008::16:21:10**Patent Term Adjustments**

Patent Term Adjustment (PTA) for Application Number: 10/517,626

Filing or 371(c) Date:	07-28-2005	USPTO Delay (PTO) Delay (days):	77
Issue Date of Patent:	09-02-2008	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL) Delay (days):	53
Post-Issue Petitions (days):	+0	Total PTA (days):	24
USPTO Adjustment(days):	+0	Explanation Of Calculations	

Patent Term Adjustment History

Date	Contents Description	PTO(Days)	APPL(Days)
08-13-2008	PTA 36 Months		
09-02-2008	Patent Issue Date Used in PTA Calculation		
07-28-2008	Dispatch to FDC		
07-28-2008	Application Is Considered Ready for Issue		
07-25-2008	Issue Fee Payment Verified		
07-25-2008	Issue Fee Payment Received		
04-25-2008	Mail Notice of Allowance		
04-25-2008	Notice of Allowance Data Verification Completed		
04-25-2008	Case Docketed to Examiner in GAU		
04-25-2008	Document Verification		
04-15-2008	Date Forwarded to Examiner		
03-21-2008	Response after Non-Final Action		
12-21-2007	Mail Non-Final Rejection		
12-20-2007	Non-Final Rejection		
11-27-2007	Date Forwarded to Examiner		
11-16-2007	Amendment after Final Rejection		30
11-16-2007	Request for Extension of Time - Granted		↑
09-05-2007	Correspondence Address Change		↑
07-17-2007	Mail Final Rejection (PTOL - 326)		↑
07-09-2007	Final Rejection		
04-26-2007	Date Forwarded to Examiner		
04-06-2007	Response after Non-Final Action		23
04-06-2007	Request for Extension of Time - Granted		↑
12-14-2006	Mail Non-Final Rejection	77	
12-11-2006	Non-Final Rejection	↑	
12-08-2005	IFW TSS Processing by Tech Center Complete	↑	
07-28-2005	Reference capture on IDS	↑	
12-08-2005	Case Docketed to Examiner in GAU	↑	
09-22-2005	Transfer Inquiry to GAU	↑	
09-21-2005	Cleared by OIPE CSR	↑	
09-21-2005	Cleared by OIPE CSR	↑	

EXHIBIT A

09-21-2005	Cleared by OIPE CSR	↑
07-28-2005	371 Completion Date	↑
09-19-2005	Application Dispatched from OIPE	↑
09-19-2005	Notice of DO/EO Acceptance Mailed	↑
07-28-2005	A statement by one or more inventors satisfying the requirement under 35 USC 115, Oath of the Applic	↑

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UNITED STATES PATENT AND TRADEMARK OFFICE

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Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/517,626	Gian Luca Araldi	SNI-003US
INTERNATIONAL APPLICATION NO.		
PCT/US03/18202		
I.A. FILING DATE	PRIORITY DATE	
06/09/2003	06/10/2002	

00959
LAHIVE & COCKFIELD, LLP.
28 STATE STREET
BOSTON, MA 02109

CONFIRMATION NO. 3939
371 ACCEPTANCE LETTER

OC000000017045113

Date Mailed: 09/19/2005

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>07/28/2005</u>	<u>07/28/2005</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 12/10/2004
- Copy of the International Search Report filed on 12/10/2004
- Copy of IPE Report filed on 04/25/2005
- Preliminary Amendments filed on 12/10/2004
- Information Disclosure Statements filed on 12/10/2004
- Oath or Declaration filed on 07/28/2005
- U.S. Basic National Fees filed on 12/10/2004
- Priority Documents filed on 12/10/2004

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

ULYSSES G WALKER

Telephone: (703) 308-9290 EXT 130

PART 3 - OFFICE COPY

FORM PCT/DO/EO/803 (371 Acceptance Notice)

DT14 Rec'd PCT/PTO 10 DEC 2004

USE IN LIEU OF PTO-1390 (Rev. 10-2004)
Reflects USPTO filing fees in effect from 12/___/04

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER SNI-003US
INTERNATIONAL APPLICATION NO. PCT/US2003/018202		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/517626
INTERNATIONAL FILING DATE 9 June 2003		PRIORITY DATE CLAIMED 10 June 2002
TITLE OF INVENTION GAMMA LACTAMS AS PROSTAGLANDIN AGONISTS AND USE THEREOF		
APPLICANT(S) FOR DO/EO/US Gian Luca ARALDI et al.		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98. w/form PTO/SB/08a/b (4pages,39references)
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment. (16 pages)
14. ☒ An Application Data Sheet under 37 CFR 1.76. (4 pages)
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Published International Application WO 03/103604 A2 (137 pages). Published International Application w/Search Report WO 2003/103604 A3 (3 pages). Form PCT/IB/308 (1 page). Written Opinion (5 pages). Certificate of Express Mail (1 page). Return Receipt Postcard

DT12 Rec'd PCT/PTO 10 DEC 2004

USE IN LIEU OF PTO-1390 (Rev. 10-2004)
Reflects USPTO filing fees in effect from 12/___/04

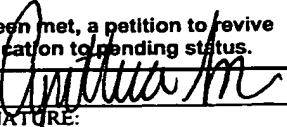
U.S. APPLICATION NO. (if filed, see 37 CFR 1.51) 10/517826		INTERNATIONAL APPLICATION NO. PCT/US2003/018202		ATTORNEY'S DOCKET NUMBER SNI-003US	
21. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY	
BASIC NATIONAL FEE					
Filing Fee				\$	300.00
Search Fee				\$	500.00
Examination Fee				\$	200.00
Application Size Fee, each additional 50 sheets over 100 sheets				\$	250.00
TOTAL FILING FEE =				\$	1,250.00
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).				\$	130.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	58-20 =	38	x 50	\$	1900.00
Independent claims	2-3 =		x	\$	0.00
MULTIPLE DEPENDENT CLAIM(s) (if applicable)			+	\$	
TOTAL OF ABOVE CALCULATIONS =				\$	3,280.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
SUBTOTAL =				\$	3,280.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				\$	
TOTAL NATIONAL FEE =				\$	3,280.00
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	\$
TOTAL FEES ENCLOSED =				\$	3,280.00
				Amount to be refunded:	\$
				Amount to be charged:	\$
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<p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</p>					
<p>SEND ALL CORRESPONDENCE TO:</p> <p>Giulio A. DeConti, Jr. LAHIVE & COCKFIELD, LLP 28 State Street Boston, 02109 (617) 227-7400 DATE: 10 December 2004 CUSTOMER NUMBER: 00959</p>					
				<p>SIGNATURE: </p> <p style="text-align: center;">Cynthia M. Soroos</p> <p>NAME</p>	
				53,623	
				REGISTRATION NUMBER	

EXHIBIT D

Atty Docket No.: SNI-003US

Inventor: Gian Luca ARALDI et al.

Application No.: Not Yet Assigned

10/517626

Filing Date: Concurrently Herewith

Title: GAMMA LACTAMS AS PROSTAGLANDIN AGONISTS AND USE THEREOF

Documents Filed:

Transmittal Letter to the United States Designated-Elected Office (2 pages in duplicate), Application Data Sheet (4 pages), Preliminary Amendment (16 pages), Information Disclosure Statement w/form PTO/SB/08a/b (4 pages, w/ 39 references), Published International Application WO 03/103604 A2 (137 pages), Published International Application w/Search Report WO 2003/103604 A3 (3 pages), Form PCT/IB/308 (1 page), Written Opinion (5 pages), Certificate of Express Mail (1 page), Return Receipt Postcard

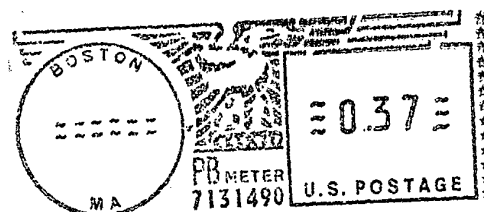
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Date: December 10, 2004

DT14 Rec'd PCT/PTO 10 DEC 2004



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/517,626	07/28/2005	Gian Luca Araldi	SNI-003US	3939
959	7590	04/25/2008	EXAMINER	
LAHIVE & COCKFIELD, LLP ONE POST OFFICE SQUARE BOSTON, MA 02109-2127			NOLAN, JASON MICHAEL	
			ART UNIT	PAPER NUMBER
			1626	
DATE MAILED: 04/25/2008				

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
 (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 24 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 24 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.